

**SEP 10 2007****FACSIMILE TRANSMISSION****GORDON & REES LLP**

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**DATE:** September 10, 2007**To:**

NAME	COMPANY	FAX NO.	PHONE NO.
Commissioner for Patents	USPTO	571-273-8300	

**FROM:** Rudolf O. Siegesmund

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**MESSAGE:**

Re: Response to Final Office Action dated 07/10/07

Applicant: Kaminsky  
Application No.: 10/790,968  
Filing Date: 03/02/2004  
Art Unit: 2617  
Title: Environmentally Driven Phone Behavior  
Docket No. RSW920040009US1

Attached are the following:

1. Response to Final Office Action dated 07/10/07; and
2. Transmittal Page

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<b>TRANSMITTAL FORM</b>	Application Number	10790,968
	Filing Date	03/02/2004
	First Named Inventor	Kaminsky
	Art Unit	2817
	Examiner Name	Manoharan
(to be used for all correspondence after initial filing)		
Total Number of Pages in This Submission	12	Attorney Docket Number RSW820040008US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Response to Final Office Action dated July 10, 2007		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Gordon & Rees, LLP		
Signature	<i>Rudolf O. Siegesmund</i>		
Printed name	Rudolf O. Siegesmund		
Date	September 10, 2007	Reg. No.	37,720

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Signature	<i>Cindy Holland</i>		
Typed or printed name	Cindy Holland	Date	September 10, 2007

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**SEP 10 2007**

Serial No. 10/790,968  
Attorney Docket No. RSW92004009US1  
Response to Office Action mailed 7/10/2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application: 10/790,968  
Filing Date: 03/02/2004  
Art Unit: 2617

Applicant: Kaminsky  
Docket: RSW92004009US1  
Title: Environmentally Driven Phone Behavior

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This correspondence is responsive to the communication from the Examiner mailed 07/10/2007. The following table itemizes the papers that comprise the Applicant's response:

I. Claim Amendments.....	2
II. Remarks.....	9

Please amend the application identified above in accordance with the listing that follows the remarks.

As amended, the Applicant submits that the claims of the present application are not fairly taught by any of the references of record, taken either alone or in combination. Therefore, allowance of the present application is in order, and is requested.